

IDAHO ELECTRICAL BOARD MEETING

Thursday – November 9, 2006 – 8:15 A.M.

City of Nampa
Council Chambers
411 Third Street South
Nampa ID 83686

***DRAFT MINUTES OF THE NOVEMBER 9, 2006 MEETING**

NOTE: The following report is not intended to be a verbatim transcript of the discussions at the meeting, but is intended to record the significant features of those discussions.

The meeting was called to order by Chairman Tom Brown at 8:15 a.m. on Thursday, November 9, 2006.

Board Members Present:

Tom Brown, Chairman
Greg Ford, Vice Chairman
Lee Riley
Al Frieze
Dale Pippitt
Tim Phillips
Kreg Davis
Mark LaBolle
Chris Jensen

Board Members Absent:

DBS Staff Members:

John McAllister, Administrator
Steve Keys, Deputy Administrator, Operations
Roger Gable, Deputy Attorney General
Jeff Fitzloff, Electrical Bureau Chief
Gary Malmen, Electrical Bureau Chief
Al Caine, Licensing Program Supervisor
Lorraine Mallett, Administrative Assistant

Guests:

Todd Hall, Peak Electric Inc
Anthony (AJ) Lehman, Peak Electric Inc
Burton Waite, Professional Technical Education

Special Pre-Meeting – Negotiated Rule Making on Supervising Journeyman/Master Electrician Rules

Chairman Tom Brown called the Special Negotiated Rules pre-meeting to order at 8:15 a.m. The purpose of the pre-meeting is to solicit industry and public input on integrating statutory requirements concerning master electricians into existing rules: IDAPA 07.01.01-Rules Governing Electrical Inspection Tags; IDAPA 07.01.03 – Rules of Electrical Licensing and Registration – General; and IDAPA 07.01.04 – Rules Governing Electrical Specialty Licensing. Let the record show that the Electrical Industrial Accounts were invited to this meeting and nobody attended. Consensus from the public and industry attendees, were in support of a supervising electrician being changed to a master electrician instead of a journeyman electrician.

The special pre-meeting ended at 8:48 a.m.; the regularly scheduled Electrical Board meeting reconvened at 9:06 a.m.

MEETING MINUTES MOTION: Greg Ford moved to accept the minutes of August 10, 2006. The motion was seconded by Tim Phillips; motion passed unanimously.

MEETING MINUTES MOTION: Lee Riley moved to accept the minutes of August 21, 2006; the motion was seconded by Dale Pippitt, motion passed unanimously.

◆ **Financial Report**

ACTION: The Board requested that all financial graphs be limited to five (5) years.

MOTION: Greg Ford moved to accept the Financial Report as submitted. The motion was seconded by Al Frieze; motion passed unanimously.

◆ **Compliance Report**

ACTION: The Board asked that the code violation definitions are included in future board packets with the compliance report.

MOTION: Greg Ford moved to accept the Electrical Compliance Report as submitted. The motion was seconded by Tim Phillips; motion passed unanimously.

◆ **Administrative Appeals Hearings (Civil Penalties)**

- Let the record show that the Doug Moyle, D&T Electric, Inc. appeal for NOV #19717 & #19718 has been rescheduled for the next Electrical Board Meeting to be held February 15, 2007.
- Let the record show that the Cathy R. Hansen, H2 Electric appeal for NOV #19725 has been resolved.
- AJ Lehman, President; Peak Electric and Todd Hall, Manager; Peak Electric, testified on the Notice of Violations #ELE-71 through #ELE-76 and #ELE-96. Electrical Inspector Dave Butler answered Board members' questions concerning these NOV's. Deputy Attorney General, Roger Gabel thanked AJ Lehman and Todd Hall for their time and explained that Peak Electric would be notified by mail of the Board's decision.

MOTION: Al Frieze moved that the appeal be denied. The motion was seconded by Greg Ford; motion passed unanimously.

ACTION: Deputy Attorney General, Roger Gabel will draft the order denying the appeal.

◆ **Electrical Apprenticeship Program**

The Board heard numerous testimonies on the subject of approving or disapproving the National Center for Construction Education and Research (NCCER) curriculum as a third option for the Electrical Apprenticeship Program.

MOTION: Chris Jensen moved to accept the National Center for Construction Education and Research (NCCER) Curriculum. The motion was seconded by Kreg Davis if the following modification to the original motion is allowed: "the addition of the NCCER Curriculum to co-exist with the other two". Vote was by show of hands: Lee Riley, Mark LaBolle, Al Frieze, Chris Jensen, Kreg Davis, and Tim Phillips were in favor; Greg Ford and Dale Pippitt were opposed. Motion passed.

ACTION: The Board asked that the six (6) Apprenticeship Education Advisory Boards each submit a letter with their recommendations for the State of Idaho Electrical Apprenticeship Curriculum. Burton Waite agreed to follow up on the submission of those letters to the Electrical Board.

◆ **Wyoming Reciprocal Agreement**

MOTION: Kreg Davis moved to accept the Wyoming Reciprocal Agreement. Motion was seconded by Chris Jensen; motion passed unanimously.

◆ **Apprentice Registration Proposal**

The Electrical Bureau asked for the Board's approval to move ahead with a five year registration process for apprentices. The Bureau will work on identifying and changing all statutes and rules that pertain to the apprentice registration process and bring back a draft for Board review.

MOTION: Al Frieze moved that the staff continue their development of this program. Motion was seconded by Kreg Davis; motion passed unanimously.

ACTION: The Bureau is also to develop a three (3) year registration program for the Specialty Licenses.

◆ **2008 Controversial Code Changes**

Jeff Fitzloff gave a brief overview of five proposals that could be controversial in the upcoming 2008 code adoption.

- 210.8 Ground-Fault Circuit-Interrupter Protection for Personnel
- 210.12 Arc-Fault Circuit-Interrupter Protection
- 406.11 Tamper Resistant Receptacles in Dwelling Units
- 410.10 Luminaires in Specific Locations
- 680.26 Equipotential Bonding

ACTION: Jeff Fitzloff will work on the rule to adopt the code through the 2008 legislative session so it can go into effect immediately instead of being a temporary rule like it has in the past.

◆ **Policies for Approving CEU Courses and Instructors**

MOTION: Al Frieze moved that staff be directed to move the policies into Administrative Rule for Board review. Motion was seconded by Kreg Davis; motion passed unanimously.

◆ **Draft Legislation - Idaho code 54-1001A**

The Electrical Bureau and Deputy Attorney General, Roger Gabel have submitted RS#16502, a legislative draft for Idaho Code 54-1001A, that clarifies the Electrical Bureau's duty and limits the Bureau's future liability.

◆ **Property Owner Exemptions Idaho Code 54-1016**

MOTION: Kreg Davis moved that we be guided by statute, delete the inconsistent language in the rule and stay with the more restrictive version of 54-1016. Motion was seconded by Al Frieze; motion passed unanimously.

ACTION: The Bureau will draft the rule for Board review.

◆ **Telecommunications Coalition/Low Voltage**

Mark Norviel, Idaho State University, gave an update on the progress being made on the telecommunications meetings being held around the state. The creation of an organization or association to work on charting the course for the telecommunications future will soon be addressed.

◆ **Electrical Licensing Examinations**

Al Caine gave an update on the Elevator Exam Review that was held October 17, 2006 with seven (7) elevator industry representatives attending. The review committee went through 60-70 items/questions for the exam bank. The revised exam will be in place around January 2007.

◆ **Quality Inspection Program**

Gary Malmen informed the Board that he has been asked to research quality control in the electrical inspection process. He is looking at all aspects to identify areas for improvement.

◆ **Contracting Inspector Status**

John McAllister distributed a copy of the letter that the Division of Building Safety submitted to JFAC which proposed that a small pilot program be implemented to see if the use of contract inspectors would work in the State of Idaho.

Old/New Business

◆ Al Caine brought forward a request for clarification from an Electrical Sign Contractor. The Idaho State Electrical Board reviewed the following situations and provided guidance for enforcement:

1. When electrical wiring is being performed during the installation of an electrical sign, the person(s) performing the work must be licensed as a specialty journeyman in the sign category or a specialty trainee working under the on-the-job supervision of a specialty journeyman. The electrical Sign Contractor must have a valid permit for the installation.
2. A license is not required to place an electrical sign on a pole or structural support, and bolt it into place, unless the pole or support is part of a listed electrical raceway system.
3. A license is not required to install a pole or sign support that is not a part of the raceway system.
4. A license is required to install an electrical sign pole or support that is part of a listed raceway system.

- ◆ The Board and public were informed that as of November 13, 2006 the City of Eagle would be issuing their own permits as well as doing their own Electrical, Plumbing and HVAC inspections. It was also stated that the City of Twin Falls was in the process of converting all permitting and inspections to city authority. They have assumed Plumbing, but not HVAC or Electrical at this time.

MOTION: Al Frieze moved to go into executive session. Motion was seconded by Greg Ford; motion passed unanimously. The Board requested that John McAllister, Steve Keys and Roger Gabel attend the executive session.

The Board went into executive session at 3:35 p.m.; the meeting was reconvened at 3:49 p.m.

MOTION TO ADJOURN: Chris Jensen moved to adjourn. The motion was seconded by Kreg Davis; motion passed unanimously.

Meeting adjourned at 3:50 p.m.

STEVE KEYS
DEPUTY ADMINISTRATOR, OPERATIONS

DATE

JOHN A. MCALLISTER
ADMINISTRATOR, DIVISION OF BUILDING SAFETY

DATE

TOM BROWN
CHAIRMAN, ELECTRICAL BOARD

DATE

*** These DRAFT minutes are subject to possible correction and final approval by the State of Idaho Electrical Board.**